

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of	:	Customer Number: 41552
	:	
Reed, John C.	:	Confirmation Number: 2174
	:	
Application No.: 10/030,497	:	Tech Center Art Unit: 1643
	:	
Filed: June 27, 2002	:	Examiner: Sang, Hong
	:	
For: A Method for Determining the Prognosis of Cancer Patients by Measuring Levels of BAG Expression		

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF ELECTRONIC TRANSMISSION**

I hereby certify that this correspondence is being electronically-transmitted to the United States Patent and Trademark Office on **Dec 1, 2008.**  
/Lori Ford/  
Lori Ford

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated May 29, 2008, of the Primary Examiner finally rejecting claims 89-110 and 114.

Appeal Fee: \$270.00

☒ Charge to Deposit Account No. 502624.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

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**Please recognize our Customer No. 41552  
as our correspondence address.**